

**STATE OF ILLINOIS
ILLINOIS COMMERCE COMMISSION**

Illinois Commerce Commission)	
On Its Own Motion)	
)	Docket No. 06-0526
Consideration of the federal standard on)	
time-based metering and communications in)	
Section 1252 of the Energy Policy Act of 2005)	

**REPLY COMMENTS
ON BEHALF OF
THE AMEREN COMPANIES**

INTRODUCTION

Pursuant to the Administrative Law Judge's (ALJ) ruling during a status hearing on August 22, 2006, the parties to this proceeding filed their Initial Comments on September 27, 2006, to address whether consideration of the federal standard on time-based metering and communications as per Section 1252 of the Energy Policy Act of 2005 ("EPAAct") has been met by virtue of a comparable standard and, thus, whether the Illinois Commerce Commission ("Commission") should initiate a rulemaking to adopt such standards.

DISCUSSION

As noted in our Initial Comments, the Ameren Companies view that "there is a comparable standard in place, and that the Ameren Companies have [met] or will meet the objectives outlined in the EPAAct amendment to the Public Utility Regulatory Policies Act of 1978." (Ameren Companies Comments, p. 2). Additionally, the Commission approved the Ameren Companies Rider RTP and Rider RTP-L tariffs; Rider ESP is pending in the Ameren Companies current delivery service rate cases; the utilities have recently filed Rider PRP; and the Commission has also approved Basic Generation Service tariffs which

incorporate seasonal and voltage differential cost formulae. These tariffs or filings meet the comparable standard. (Ameren Companies Comments, p. 5).

Staff, in its Initial Comments, stated , “The three Ameren utilities, ComEd and MidAmerican currently have tariffs on file that satisfy the requirement that each electric utility must offer a time-based rate schedule.” (Staff Comments, p. 5). Staff further believes , “Each of the real-time pricing rates that are currently offered, and will be offered after January 1, 2007, satisfy the requirements...that prices charged to customers must reflect the utility’s generating and/or acquisition costs at the wholesale level...” (Staff Comments, p. 7).

Pursuant to its Initial Comments, it is Commonwealth Edison Company’s (“ComEd”) position that “there is no need for the Commission to adopt, *via* rulemaking, additional standards for time-based metering and communications...” (ComEd Comments, p. 2). ComEd addresses several facts which clearly demonstrate that it has standards which meet or are comparable to the requirements of Section 2622(e) of the EPAct . (ComEd Comments, p. 3).

In its Initial Comments MidAmerican Energy Company (“MidAmerican”) provides that previous and continuing implementation of programs such as time-based, seasonally-differentiated rate schedules based on variances in utility costs, as well as demand response programs “provide support to the position that the Commission need not adopt this standard at this time.” (MidAmerican Comments, p. 2).


CONCLUSION

The Initial Comments summarized herein all have one common theme: there is currently a comparable standard in place, and that there is no need for the Commission to adopt additional standards for time-based metering and communications, as otherwise

contemplated under the federal Energy Policy Act of 2005. The parties are in unanimous agreement that this proceeding should be terminated.

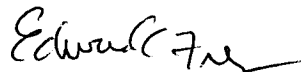
Dated: October 18, 2006

Respectfully submitted,

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CERTIFICATE OF SERVICE

I, hereby certify that a copy of the foregoing was served electronically to all parties of record and e-Docket on this 18th day of October, 2006.

A handwritten signature in cursive script, appearing to read "Edward C. Fitzhenry", written over a horizontal line.

Edward C. Fitzhenry